

AMENDED
APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

JAN 10 1989

Date of filing in State Engineer's Office.....

FEB 09 1989

Returned to applicant for correction.....

MAR 10 1989

Corrected application filed.....

MAR 10 1989

Map filed.....

The applicant..... PETE & SHEILA BERTOLINO

P.O. BOX 693

Street and No. or P.O. Box No.

of..... TONOPAH

City or Town

NEVADA 89049

State and Zip Code No.

....., hereby make..... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... Spring Source
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is..... .05 c.f.s......second-foot
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet.....
3. The water to be used for..... domestic & stockwatering purposes
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated.....
 - (b) Stockwater, state number and kinds of animals to be watered..... 20 CATTLE, 10 HORSES
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point..... IN THE SE¼ NE¼ of Section 5, T. 8N., R. 42E., M.D.B.&M., whence the NE CORNER of said Section 5 bears N. 11°
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
34'54"E., 1,613.25 feet distant
6. Place of use..... in the SW¼ NW¼ of Section 4, T. 8N., R. 42E., M.D.B.&M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
7. Use will begin about..... JANUARY 1st.....and end about..... DECEMBER 31st....., of each year.
Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... To develop spring and pipe to the place
State manner in which water is to be diverted, i.e. diversion structure, ditches and
of use.
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works..... \$2,000.00

10. Estimated time required to construct works Works are complete.
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 1 year

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

A 4" perforated pipe at spring box has been installed, and water is diverted through 281.0' of the 4" pipe line to a sump at the pump house and place of use for delivery to homesite through a pressure system. Water over flows through natural ditch for stockwatering purposes.

By /s/ Wallace T. Boundy
P.O. BOX 242
TONOPAH, NEVADA 89049

Compared kh/ ps

Protested _____

DENIAL OF STATE ENGINEER

deny

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ the same, subject to the following limitations and conditions:

This application is hereby denied on the grounds that this source was determined to be tributary to Peavine Creek stream system and that Peavine Creek and its tributaries are fully appropriated. Therefore to grant approval of Application 52857 would interfere with and impair existing rights.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed on or before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____ IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed _____ State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed _____ office, this 8th day of June,

Certificate No. _____ Issued _____ A.D. 19 89

Peter G. Morros
 State Engineer